

TRANSMITTAL



09/819,401



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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Application Number** 

| FORM   |                         |  | Filing Date                                      | March 27, 2001        |   |  |  |
|--|-------------------------|--|--|-----------------------|---|--|--|
| FORM   |                         |  | First Named Inventor                             | Laurent HUMEAU et al. |   |  |  |
|  | •                       |  | Group Art Unit                                   | 1635                  |   |  |  |
| (to be used for all correspondence after initial filing)           |                         |  | Examiner Name                                    | To Be Assigned        |   |  |  |
| Total Number Of Pages In This Submission                           |                         | 8  | Attorney Docket No.                              | 397272000700          |   |  |  |
| ENCLOSURES (check all that apply)                                  |                         |  |  |                       |   |  |  |
| Fee Transmittal Form   |                         | Assignment Papers (for an Application)                         |  |                       | After Allowance Communication to Group                            |  |  |
| Fee Attache  | Fee Attached            |  | Drawing(s)                                       |                       | Appeal Communication to Board of<br>Appeals and Interferences     |  |  |
| Amendment / Reply  |                         | Licensing-related Papers                                       |  |                       | Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |  |  |
| After Final  |                         | Petition   |  |                       | Proprietary Information   |  |  |
| Affidavits/de  | Affidavits/declarations |  | Petition to Convert to a Provisional Application |                       | Status Letter   |  |  |
| Extension of Time Request  |                         | Power of Attorney, Revocation Change of Correspondence Address |  |                       | Other Enclosure(s) (please identify below): Return postcard       |  |  |
| l —  |                         | Terminal Disclaimer  |  |                       |   |  |  |
| Express Abandonment Request  |                         | Request for Refund   |  |                       |   |  |  |
| Information Disclosure Statement; PTO form 1449; and 10 references |                         | CD, Number of CD(s)  |  |                       |   |  |  |
| Certified Copy of Priority Document(s)                             |                         | Remarks  |  |                       |   |  |  |
| Response to Missing Parts/ Incomplete Application                  |                         |  | _  |                       |   |  |  |
| Response to Missing Parts  |                         |  |  |                       |   |  |  |
| under 37 CF  | FR 1.52 or 1.53         |  |  |                       |   |  |  |
| SIGNATURE OF APPLICANT, ATTORNEY OR AGENT                          |                         |  |  |                       |   |  |  |
| Firm   | Kawai Lau               | _  |  |                       |   |  |  |
| or .   | Designation No. 44 404  |  |  |                       |   |  |  |
| Individual Name  |                         |  |  |                       |   |  |  |
| Signature  |                         |  | _  |                       | -   |  |  |
| Date October 17, 2001  |                         |  |  |                       |   |  |  |
|  |                         |  |  |                       |   |  |  |
| CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"                       |                         |  |  |                       |   |  |  |

Garee A. Haney Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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Garee A. Haney

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Laurent HUMEAU et al.

Serial No.:

09/819,401

Filing Date:

March 27, 2001

For:

IMPROVED CONDITIONALLY REPLICATING VECTORS FOR

INHIBITING VIRAL INFECTIONS

Examiner: To Be Assigned

Group Art Unit: 1635

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents Nos. 1, 7-10, 25, 58, 87, 94 and 107 are included herewith. Copies of all other documents were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related application Serial Numbers 09/524,006, filed March 13, 2000, and, 09/667,893, filed September 22, 2000, and accordingly, copies are not included herewith.

This protocol conforms with 37 C.F.R. §1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

|             | With the  | the application; accordingly, no fee or separate requirements are required.                  |  |  |  |  |  |
|-------------|---|--|--|--|--|--|--|
| $\boxtimes$ | Within  | ithin three months of the application filing date or before mailing of a first Office Action |  |  |  |  |  |
|             | on the n  | nerits; accordingly, no fee or separate requirements are required.                           |  |  |  |  |  |
|             | After receipt of a first Office Action on the merits but before mailing of a final Office           |  |  |  |  |  |  |
|             | Action  | or Notice of Allowance.  |  |  |  |  |  |
|             |   | A fee is required. A check in the amount of * is enclosed.                                   |  |  |  |  |  |
|             |   | A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached               |  |  |  |  |  |
|             |   | to this submission in duplicate.   |  |  |  |  |  |
|             |   | A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee             |  |  |  |  |  |
|             |   | is believed to be due.   |  |  |  |  |  |
|             | After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee. |  |  |  |  |  |  |
|             |   |  |  |  |  |  |  |
|             |   | A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the               |  |  |  |  |  |
|             |   | amount of * is enclosed.   |  |  |  |  |  |
|             |   | A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal            |  |  |  |  |  |
|             |   | form (PTO/SB/17) is attached to this submission in duplicate.                                |  |  |  |  |  |

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 is to the best of my knowledge and is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination

of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing <u>397272000700</u>. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: October 17, 2001

Respectfully submitted,

By: \_\_\_

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